

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED
2010 JUN 1 P 3:40

RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

v.

CR 10 0429 VRW

DYLAN CARLE STAUB

DEFENDANT(S).

INDICTMENT

COUNT ONE: 21 U.S.C. § 841(a)(1) – Manufacture and Possession
With Intent to Distribute Marijuana;

COUNT TWO: 18 U.S.C. § 924(c) – Possession of Firearms in
Furtherance of Narcotics Trafficking;
21 U.S.C. § 853 – Criminal Forfeiture

A true bill.

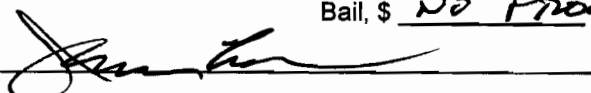


Foreman

Filed in open court this 21st day of
June 2010

Clerk

Bail, \$ NO PROCESS



CR 10 - 0429 VRW

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**

21 U.S.C. 841(a)(1), (b)(1)(B)(vii)

18 U.S.C. 924(c)

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY:

See attached sheet

E-filing

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT

DYLAN CARLE STAUB

DISTRICT COURT NUMBER

CR 10 0429**DEFENDANT****VRW****PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

Special Agent Megan Long, ATF

☒ person is awaiting trial in another Federal or State Court, give name of court

Superior Court of Marin County, California

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. ATTORNEY ☐ DEFENSESHOW
DOCKET NO.☐ this prosecution relates to a pending case involving this same defendantMAGISTRATE
CASE NO.☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underName and Office of Person
Furnishing Information on this form Joseph P. Russoniello☒ U.S. Attorney ☐ Other U.S. AgencyName of Assistant U.S.
Attorney (if assigned) Matthew L. McCarthy**IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☐ On this charge
- 5) ☐ On another conviction } ☐ Federal ☐ State
- 6) ☒ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution
Marin County Jail, San Rafael, CaliforniaHas detainer
been filed? ☐ Yes
☒ NoIf "Yes"
give date
filedDATE OF
ARREST 2/4/2010

Or... If Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY Month/Day/Year☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments: _____

Penalties for charged offenses:

21 U.S.C. 841(a)(1), (b)(1)(A)(vii)

Term of Imprisonment: No less than 5 years and no more than 40 years

Term of Supervised Release: No less than 4 years and no more than life

Fine: No more than \$2,000,000

Mandatory Special Assessment: \$100

Mandatory and Discretionary Denial of Federal Benefits

18 U.S.C. 924(c)

Term of Imprisonment: No less than 5 years and no more than life

Term of Supervised Release: No more than 3 years

Fine: No more than \$250,000

Mandatory Special Assessment: \$100

United States Attorney

FILED
2010 JUN -1 P 3:40
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VRW

CR 10 0429

UNITED STATES OF AMERICA,

Plaintiff,

v.

DYLAN CARLE STAUB,

Defendant.

VIOLATIONS: 21 U.S.C. § 841(a)(1) –
Manufacture and Possession With Intent to
Distribute Marijuana; 18 U.S.C. § 924(c) –
Possession of Firearms in Furtherance of
Narcotics Trafficking; 21 U.S.C. § 853 –
Criminal Forfeiture

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. § 841(a)(1))

On or about February 4, 2010, in the Northern District of California, the defendant,

DYLAN CARLE STAUB,

did knowingly and intentionally cultivate and possess with intent to distribute a Schedule I
controlled substance, to wit: one hundred or more marijuana plants, at 201 Chula Vista Drive,
San Rafael, California, in violation of Title 21, United States Code, Section 841(a)(1) and
(b)(1)(B)(vii).

INDICTMENT

COUNT TWO: (18 U.S.C. § 924(c))

On or about February 4, 2010, in the Northern District of California, the defendant,
 DYLAN CARLE STAUB,
 did knowingly possess one or more firearms in furtherance of a drug trafficking crime for which
 he may be prosecuted in a court of the United States, that is, Possession with Intent to Distribute
 Marijuana (21 U.S.C. § 841(a)(1)), in violation of Title 18, United States Code, Section
 924(c)(1)(A).

FORFEITURE ALLEGATION ONE: (21 U.S.C. § 853 – Criminal Forfeiture)

1. The allegations in Counts One are realleged and incorporated fully herein.

2. Upon conviction for the offense alleged in Count One, the defendant,
 DYLAN CARLE STAUB,
 shall forfeit to the United States any property constituting, or derived from, any proceeds that
 defendants obtained, directly or indirectly, as the result of such violation, and any of defendant's
 property used or intended to be used, in any manner or part, to commit or to facilitate the
 commission of such violations, including but not limited to:

- a. The value of DYLAN CARLE STAUB's interest in the real property known as 201 Chula Vista Drive, San Rafael, California;
 - b. a Smith and Wesson .357 caliber revolver, serial number AFA5716;
 - c. a Springfield .45 caliber pistol, model 1911, serial number NM199403;
 - d. a Smith and Wesson .357 caliber revolver, model 686, serial number ACL5835;
 - e. a Colt .22 caliber pistol, model 1974, serial number 40753B70;
 - f. an AMT .45 caliber pistol, model Hardballer, serial number A09833;
 - g. all ammunition seized from 201 Chula Vista Drive, San Rafael, California,
- pursuant to Title 21, United States Code, Section 853(a)(1) and (a)(2).
3. If as a result of any act or omission of defendants, any of said property
- a. cannot be located upon the exercise of due diligence;
 - b. has been transferred, or sold, to or deposited with a third person;

- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which, without difficulty, cannot be subdivided;

any and all interest defendant has in any other property (not to exceed the value of the above forfeitable property) shall be forfeited to the United States, pursuant to Title 21, United States Code, Section 853(a)(1), (a)(2), and (p).

FORFEITURE ALLEGATION TWO: (21 U.S.C. § 924(d) – Criminal Forfeiture)

As a result of the foregoing offense contained in Count Two above, the defendant shall forfeit to the United States the firearms and ammunition involved in the commission of the violation of Title 18, United States Code, Section 924(c), including but not limited to:

- a. a Smith and Wesson .357 caliber revolver, serial number AFA5716;
- b. a Springfield .45 caliber pistol, model 1911, serial number NM199403;
- c. a Smith and Wesson .357 caliber revolver, model 686, serial number ACL5835;
- d. a Colt .22 caliber pistol, model 1974, serial number 40753B70;
- e. an AMT .45 caliber pistol, model Hardballer, serial number A09833;
- f. all ammunition seized from 201 Chula Vista Drive, San Rafael, California

all in violation of Title 18, United States Code, Section 924(c), Section 924(d), and Title 28,

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1 United States Code, Section 2461(c).

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3 DATED:

4 June 1, 2010

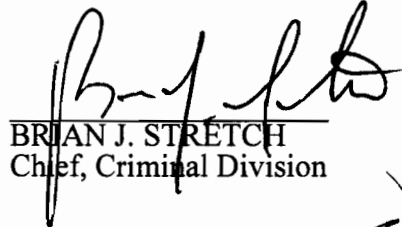
A TRUE BILL.

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FOREPERSON

JOSEPH P. RUSSONIELLO
United States Attorney



BRIAN J. STRETCH
Chief, Criminal Division

(Approved as to form:



AUSA McCARTHY